



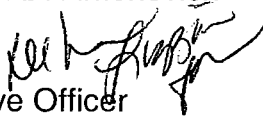
County of Los Angeles
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DAVID E. JANSSEN
Chief Administrative Officer

May 19, 2005

To: Supervisor Gloria Molina, Chair
Supervisor Yvonne B. Burke
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: David E. Janssen 
Chief Administrative Officer

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**MOTION TO SUPPORT SB 148 (SCOTT) -- LOCAL LIQUOR STORE ORDINANCES
(ITEM NO. 17, AGENDA OF MAY 24, 2005)**

Item No. 17 on the May 24, 2005 Agenda is a motion by Supervisor Antonovich to support SB 148 (Scott), which would provide local government with greater authority over liquor stores.

Under existing law, local governments can impose zoning ordinances on new business establishments to restrict or limit the sale of alcoholic beverages. However, businesses selling alcohol prior to the effective date of a local zoning ordinance are exempt if the same type of liquor license is maintained, the business is operated in the same character and mode as originally authorized, and there is no break in operation over 30 days.

SB 148, as amended on May 2, 2005, would authorize local jurisdictions to apply new zoning regulations to pre-existing businesses which sell alcoholic beverages for off-site consumption, such as liquor stores. The bill also 1) allows affected businesses up to six months to comply, 2) authorizes local jurisdictions to allow longer time periods, and 3) contains a January 1, 2010 sunset provision. According to the author, SB 148 is needed to give local government the ability to control liquor stores that have proven to be a nuisance.

The Department of Regional Planning indicates that SB 148 would expand the County's zoning alternatives for existing liquor sales uses, and would not impose any new mandates. For these reasons, **the Department recommends support of SB 148, and we concur.** Local control over land use decision-making authority has been a key priority for the County, and support for SB 148 is consistent with previous Board actions on similar legislation.

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SB 148 is sponsored by the City of Pasadena, and is supported by the California League of Cities, and a number of cities including Bellflower, Burbank, Compton, Fresno, Hawthorne, Lakewood, Los Angeles, Monterey Park, and Ventura. The measure is opposed by the California Grocers Association and 7-Eleven Incorporated. On May 16, 2005, SB 148 was placed on the Senate Appropriations Committee Suspense File and is set for hearing on May 26, 2005.

DEJ:GK
MAL:JF:ib

c: Executive Officer, Board of Supervisors
County Counsel
Department of Regional Planning
Legislative Strategist